

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING

OF
TUESDAY, MAY 12, 1987
AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 10:19 a.m. A proclamation proclaiming May 10 through May 16, 1987 to be Historic Preservation Week was presented. The meeting was recessed by Mayor O'Connor at 10:44 a.m. The meeting was reconvened by Mayor O'Connor at 10:57 a.m. with Council Members Jones and Gotch not present. The meeting was recessed by Chairman Struiksma at 12:07 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor O'Connor at 2:07 p.m. with Deputy Mayor Jones and Council Member Cleator not present. The meeting was recessed by Mayor O'Connor at 3:34 p.m. The meeting was reconvened by Mayor O'Connor at 3:44 p.m. with Deputy Mayor Jones and Council Member Cleator not present. The meeting was recessed by Mayor O'Connor at 5:19 p.m. to convene as the Redevelopment Agency. The meeting was reconvened by Mayor O'Connor at 5:23 p.m. with Deputy Mayor Jones and Council Members Cleator and McColl not present. Mayor O'Connor adjourned the meeting at 5:24 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Cleator-present
 - (3) Council Member McColl-present
 - (4) Council Member Jones-not present
 - (5) Council Member Struiksma-present
 - (6) Council Member Gotch-present
 - (7) Council Member McCarty-present
 - (8) Council Member Ballesteros-present
- Clerk-Abdelnour (eb,bb)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-present
- (3) Council Member McColl-present

- (4) Council Member Jones-not present
- (5) Council Member Struiksma-not present
- (6) Council Member Gotch-not present
- (7) Council Member McCarty-present
- (8) Council Member Ballesteros-present

ITEM-310: WELCOMED

Welcoming 39 students from Tierrasanta Elementary School, accompanied by Tina Merkley, teacher. This group will arrive at approximately 10:15 a.m.

(District-7.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A045-080.)

Council Member McCarty welcomed the group.

ITEM-330: (R-87-) CONTINUED TO MAY 18, 1987 AT 2:00 P.M.

(Continued from the meeting of February 10, 1987, Item 332, at the Planning Department's request, because a recent application for an ARCO Service Station and Mini Mart has been received and is being processed on the same property.) Appeal of C & A Service Station, by Leon Anderson, from the decision of the Planning Commission in revoking previously approved Conditional Use Permit CUP-83-0088, to allow the operation of a service station and automotive repair facility, on a 0.77-acre site, located at 6125 Imperial Avenue. The subject property is described as a portion of Lot 1 of Encanto Plaza, Map-4793, in Zone CA, in the Southeast San Diego Community Plan area.

(CUP-83-0088. District-4.)

Adoption of a Resolution granting the appeal and denying the revocation or denying the appeal and approving the revocation.

FILE LOCATION: PERM CUP-83-0088

COUNCIL ACTION: (Tape location: A080-101.)

MOTION BY McCARTY TO CONTINUE TO MAY 18, 1987 AT COUNCIL MEMBER JONES' REQUEST FOR HIS PRESENCE. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-not present, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-331: (R-87-2201) ADOPTED AS R-268324

FINDINGS MUST BE MADE AS A PART OF COUNCIL ADOPTION

Determining and declaring that the public interest, convenience and necessity of the City of San Diego requires the construction, operation and maintenance of a public sewer or sewers and all appurtenances thereto, together with the right of ingress and egress over, under, along and across that portion of Parcels 1, and 2 of Parcel Map PM-14492, and that the public interest, convenience and necessity demand the acquisition of permanent easements and temporary construction easements on said property for construction of Sewer Pump Station 64 Force Main II to serve designated portions of Sorrento Valley and North City; declaring the intention of the City to acquire said property under eminent domain proceedings; directing the City Attorney to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of condemning and acquiring said property; authorizing the expenditure of not to exceed \$200,000 from Sewer Revenue Fund Unallocated Reserve 41506, CIP-46-118.0, Pump Station 64 Force Main II. (See City Manager Report CMR-87-201. Sorrento Valley Community Area. District-1.) Aud. Cert. 8700851.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A285-290.)

Hearing began 10:38 a.m. and halted 10:39 a.m.

MOTION BY STRUIKSMA TO ACCEPT THE REPORT OF THE CITY MANAGER (CMR-87-201) AND ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-not present, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-332: UNIVERSITY COMMUNITY PLAN AMENDMENT CONTINUED TO MAY 21, 1987, 11:00 A.M. AND THE SUBAREA RELATING TO THE SHERATON HOTEL AND THE TORREY PINES INN CONTINUED TO JUNE 22, 1987 AT 2:00 P.M.

(Continued from the meetings of January 27, 1987, Item 601, and March 10, 1987, Item 330; last continued at the Planning Department's request to allow the Planning Department and a subcommittee of the University Community Planning group to present a revised plan to Council.)
Matters of:

1. An amendment to the 1983 University Community Plan.
The proposed amendment to the 1983 University Community Plan is a comprehensive revision and update which would

establish guidelines for land use locations,
development intensity and development regulations for
the community planning area;

2. Certification of Environmental Impact Report
EIR-86-0728 pertaining to the proposed University
Community Plan.

The University Community Plan area encompasses
approximately 8,500 acres and is bounded by Los Penasquitos
Lagoon and the toe of the east-facing slopes of Sorrento
Valley on the north, I-805 and the Atchison, Topeka and
Santa Fe Railroad on the east, San Clemente Regional Park
and State Route 52 on the south, and I-5, Gilman Drive,
North Torrey Pines Road and the Pacific Ocean on the west.
(District-1.)

Subitem-A: (R-87-1384)

Adoption of a Resolution certifying that the information
contained in Environmental Impact Report EIR-86-0728 has
been completed in compliance with the California
Environmental Quality Act of 1970 and State guidelines, and
that said report has been reviewed and considered by the
Council and adoption of appropriate findings of mitigation,
feasibility or project alternatives pursuant to California
Public Resources Code Section 21081 in connection with
Environmental Impact Report EIR-86-0728.

Subitem-B: (R-87-1385)

Adoption of a Resolution approving the amendment to the
University Community Plan.

FILE LOCATION: LAND University Community Plan

COUNCIL ACTION: (Tape location: A101-277, A390-C240,
D003-F066.)

Hearing began 10:25 a.m. and recessed 10:38 a.m.

Hearing reconvened 10:39 a.m. and recessed 10:44 a.m.

Hearing reconvened 10:58 a.m.

Testimony in favor by George Lattimer, Henry Mathis, and Charles
Edwards.

Mayor O'Connor left 11:57 a.m.

Testimony in favor by Charles Edwards and James Milch.

Hearing recessed 12:07 a.m.

Hearing reconvened 2:07 p.m. and halted at 3:34 p.m.

Testimony in favor at the p.m. meeting by R. H. Hamstra, Robert
Vilven, Bruce Darling, and William Nelson.

Testimony in opposition at the p.m. meeting by Richard Strain,
Max Strobl, Dan Pegg, James Leary, Donald Worley (UCPG Proposal

1), Larry Marshall, Lance Burris, Lewis Silverberg, Charles Gill, Byron Hanchett, Bill Hoover, and Terry Plum.

MOTION BY WOLFSHEIMER TO CLOSE THE HEARING, EXCEPT FOR COUNCIL QUESTIONS, FOLLOWING THE PUBLIC TESTIMONY AND TO CONTINUE THE PROPOSED AMENDMENT TO THE UNIVERSITY COMMUNITY PLAN EXCEPT FOR THE SUBAREA FOR THE PROPOSED SHERATON HOTEL AND THE TORREY PINES INN TO THE SPECIAL MEETING OF MAY 21, 1987, 11:00 A.M. AND CONTINUE THE SUBAREA FOR THE SHERATON HOTEL AND THE TORREY PINES INN TO JUNE 22, 1987, 2:00 P.M. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-not present, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-333: CONTINUED TO JUNE 2, 1987 AT 2:00 P.M.

Appeal of Robert L. Jadow from the decision of the Planning Commission in approving, as amended, Conditional Use Permit CUP-86-0955 proposing to establish a day center for the homeless. The subject 25,000-square-foot site is located on the east side of 17th Avenue between "J" and "L" Streets, in the Centre City East Planned District-Zoned site, in the Centre City Community Plan area, and is further described as Interstate 5 Freeway/Highway Right-of-Way.
(CUP-86-0955. District-8.)

Subitem-A: (R-87-)

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-86-0955 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-87-)

Adoption of a Resolution granting the appeal and denying the permit or denying the appeal and granting the permit with appropriate findings to support Council action.

FILE LOCATION: PERM CUP-86-0955

COUNCIL ACTION: (Tape location: F117-144;H231-250.)

Hearing began at 3:38 p.m. and recessed at 3:49 p.m.

Hearing resumed at 5:18 p.m. and halted at 5:19 p.m.

There was no staff and public testimony given.

MOTION BY STRUIKSMA TO CONTINUE TO JUNE 2, 1987 AT 2:00 P.M. DUE TO THE LACK OF A QUORUM. Second by Ballesteros. Passed by the

following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-not present, Struiksmayea, Gotch-yea,
McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-334: (O-87-193) INTRODUCED AS AMENDED, TO BE ADOPTED
MAY 25, 1987

19870512

Matter of a proposal to amend Chapter X (Planning and Zoning Regulations) of the San Diego Municipal Code by establishing the Single-Family Rental Overlay Zone (mini dorms). The enactment of the overlay zone when instituted on property would require standards and criteria (on-site parking; human occupancy levels; landscaping and other conditions) for single-family rental residential units within designated areas of the City of San Diego.

Application of the overlay zone to all existing single-family units in specific single-family zones after will be accomplished at future public hearings before the Planning Commission and the City Council, and will be noticed accordingly.

Introduction of an Ordinance for the Single Family Rental Overlay Zone.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: F068-116;F145-H230.)

Hearing began at 3:44 p.m. and recessed at 3:48 p.m.

Hearing resumed at 3:50 p.m. and halted at 5:17 p.m.

Testimony in favor by Pat Hannum, Jane Carpenter, Barbara C. Greene, Marjorie Campbell, Lee Rittiner, John Brophy, Michele Brunkow, Dr. Brian Bennett, Del Serafin, Linda Stelmach, Rudy Stephens, and Judith M. Hopps.

Testimony in opposition by Jerry Janda, Larry Emond, Ronald M. Shimea, Thomas Cordova, Reverend Leslie Goldman, Rebb Czek, and Terrence Whillhite.

MOTION BY McCARTY TO INTRODUCE THE ORDINANCE AS AMENDED BY ADDING THE FOLLOWING WORDING TO SEC. 101.0461A "IN ITS ENTIRETY OR PORTION THEREOF."; SEC. 101.0461D "OR PORTION THEREOF"; SEC. 101.0461D.2 "ONE-HALF BATHROOM SHALL BE COUNTED FOR USE BY A MAXIMUM OF TWO PEOPLE"; SEC. 101.0461D.5 DELETE "SIXTEEN" AND ADD "EIGHTEEN"; AND DELETE 101.0461E AND REWRITE TO READ "AT THE END OF THE FALL SEMESTER OF 1987, THE REGULATIONS AND RESTRICTIONS OF THIS OVERLAY ZONE SHALL BE REVIEWED BY THE CITY COUNCIL." Second by Gotch. Passed by the following vote:

Wolfsheimer-nay, Cleator-not present, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-nay,

Mayor O'Connor-yea.

ADJOURNMENT:

By common consent the meeting was adjourned in honor of the
memory of L. B. Jones.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H320-324).